

Application S/N 10/729,041  
Amendment dated: May 19, 2006  
Response to Office Action dated: April 4, 2006

CE12269JME Castaneda, et al.

### **REMARKS/ARGUMENTS**

Claims 1-20 remain pending in the application. In the Office Action, claims 1, 2, 11, 13, 19 and 20 were rejected under 35 U.S.C. 102(a) as being anticipated by JP 2003-315656 to Senba, et al. (Senba). In addition, claim 10 was rejected under 35 U.S.C. 103(a) as being unpatentable over Senba. Finally, claims 3-9, 12 and 14-18 were objected to as being dependent upon a rejected base claim.

A brief summary of the Senba reference may be helpful. Senba discloses a mobile handset that includes a digital camera. The handset includes a vibrator (151), which vibrates to inform a user of an incoming mail (see paragraph 0016). The vibrator (151) includes a motor (151a) having a revolving shaft and an eccentric member (151b) that is coupled to the revolving shaft (see paragraph 0016). Also, the camera includes a taking lens (153a), a lens attachment component (152) and a lens frame (153) (see paragraphs 0014 and 0016). When the motor (151a) of the vibrator (151) is activated, the eccentric member (151b) strikes the lens attachment component (152), which causes the lens frame (153) to move and hence, the taking lens (153a) is adjusted (see paragraphs 0018-0022). In view of this dual-purpose configuration, the eccentric member (151b) will strike the lens attachment component (152) whenever the motor (151a) of the vibrator (151) is energized, including when the user receives an incoming message, which may interfere with the focus of the taking lens (153a) at an undesired time.

Independent claims 1 and 13 have been amended to clarify that in the first or vibration mode, the motor is disengaged from the camera assembly such that the motor does not adjust the focus of the camera assembly. As such, the vibration feature does not interfere with the focus of the camera assembly. Support for these amendments

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can be found in FIGs. 1, 2 and 7 and on page 3, lines 19-21 and on page 6, lines 11-14. No new matter has been added. In contrast, Senba does not show, describe or suggest such a feature. In particular, the eccentric member (151b) of Senba will strike the lens attachment component (152) whenever the motor (151a) of the vibrator (151) is activated.

In view of the above, Applicants believe that independent claims 1 and 13 are patentable over the prior art. Applicants also believe that those claims that depend from these independent claims are now patentable, in view of both their dependence from these claims and their independent patentability. Reconsideration and withdrawal of the rejection of the claims is respectfully requested. Passing of this case is now believed to be in order, and a Notice of Allowance is earnestly solicited.

No amendment made was related to the statutory requirements of patentability unless expressly stated herein. No amendment made was for the purpose of narrowing the scope of any claim, unless Applicants have argued herein that such amendment was made to distinguish over a particular reference or combination of references.

In the event that the Examiner deems the present application non-allowable, it is requested that the Examiner telephone the Applicants' attorney or agent at the number indicated below so that the prosecution of the present case may be advanced by the clarification of any continuing rejection.

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The Commissioner is hereby authorized to charge any necessary fee, or credit  
any overpayment, to Motorola, Inc. Deposit Account No. 50-2117.


Respectfully submitted,

**SEND CORRESPONDENCE TO:**

Motorola, Inc.  
Law Department – MD 1610  
8000 W. Sunrise Blvd.  
Plantation, FL 33322

Customer Number: 24273

By: \_\_\_\_\_

  
Larry G. Brown  
Attorney of Record  
Reg. No.: 45,834

Tel: (954) 723-4295 direct line  
Tel: (954) 723-6449 main line  
Fax No.: (954) 723-3871